

## **STATEMENT OF PURPOSE**

### **RS20396**

The purpose of this proposed statute is to allow the Idaho Department of Correction to recoup a portion of the preparation cost of presentence investigation reports ("PSI"). The preparation of such reports is becoming more complicated and more costly. This proposal would require that the court order such payment at the time the presentence investigation report is ordered and include the order in the judgment against a defendant in a case in which a PSI was prepared. Under this proposal, a defendant would pay a PSI fee of up to one hundred dollars (\$100), as ordered by the court. The exact amount of the defendant's portion of the PSI cost would be determined by the Idaho Department of Correction based on the defendant's ability to pay. This new statute follows Idaho Code § 19-2516, which deals with the incorporation of fines in judgments.

### **FISCAL NOTE**

In fiscal year 2010, the Department provided 4,832 presentence investigation reports to courts. The bill provides for a presentence investigation report (PSI) fee of up to one hundred dollars (\$100) to be paid for preparation of the report and allows the department to weigh appropriate factors in determining an adjusted fee to account for hardship. Based on cost of supervision collection history, the fiscal impact would be approximately \$216,000 annually in revenue for the Department of Correction. The revenue would be dedicated funding and would be used to pay for presentence investigators and other associated services. The general fund would not be negatively impacted.

Calculations are based on a 60% collection rate and exemption from full payment for approximately 25% of offenders.

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